

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CHARLES F. CARDONE,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 06-127-KAJ
	)	
THOMAS CARROLL, Warden,	)	
and CARL C. DANBERG,	)	
Attorney General of the State	)	
of Delaware,	)	
	)	
Respondents.	)	

**ORDER**

For the reasons set forth in the Memorandum Opinion issued in this action today,  
IT IS HEREBY ORDERED that:

1. Charles F. Cardone's petition for a writ of habeas corpus, filed pursuant to 28 U.S.C § 2254, is DISMISSED without prejudice for failure to exhaust state remedies. (D.I. 1; D.I. 12.)
2. Charles F. Cardone's motion to produce docket sheets is DENIED as moot. (D.I. 23.)
3. The court declines to issue a certificate of appealability. See 28 U.S.C. § 2253(c)(2).

  
UNITED STATES DISTRICT JUDGE

August 29, 2006  
Wilmington, Delaware